

CLASSIFICATION OFFICE DECISION

Title of publication: emily15.jpg

Other known title(s): Not stated

OFLC ref: 1101256.009

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 09 February 2012

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The publication is a computer image file that contains a sexualised photograph of a naked young teenage girl. The publication encourages the viewer to see young teenage girls as sexually desirable and available, and legitimises a sexual interest in girls. As such, it promotes and supports the exploitation of young persons for sexual purposes, and is deemed objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act).

The classification of this publication interferes with the freedom of expression set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications falling under s3(2) of the FVPC Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to prevent the availability of publications that promote and support the exploitation of young persons for sexual purposes.